

101279

AN ORDINANCE

AUTHORIZING THE RENEWAL AND EXTENSION OF THE LEASE AGREEMENT FOR THE DISTRICT 10 CONSTITUENT OFFICE FOR THE PERIOD OF SEPTEMBER 1, 2005 TO AUGUST 31, 2007; WITH A RENTAL RATE OF \$817 PER MONTH FOR THE FIRST YEAR OF THE LEASE AND \$857.85 PER MONTH FOR THE SECOND YEAR OF THE LEASE

* * * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or his designee is hereby authorized and directed to execute and deliver on behalf of the City a renewal and extension of lease agreement for a District 10 Constituent Office in substantially for the form attached as **Exhibit A**, which is incorporated herein by reference for all purposes as if it were fully set forth. The City manager and his designee are further authorized and directed to take all other actions reasonably necessary or convenient to effect the transaction represented by Exhibit A.

SECTION 2. The financial allocations in this Ordinance are subject to approval by the Director of Finance for the City of San Antonio for the City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 3. This ordinance shall become effective September 4, 2005 unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it shall be effective immediately.

PASSED AND APPROVED this 25th day of August, 2005.



M A Y O R

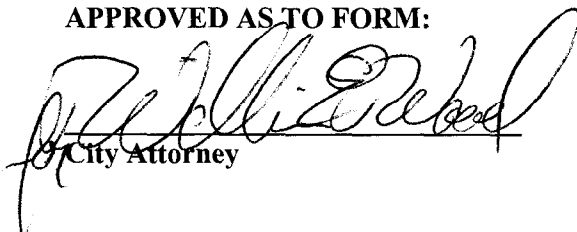
PHIL HARDBERGER

ATTEST



City Clerk

APPROVED AS TO FORM:



City Attorney

Exhibit A

Renewal and Extension of Lease Agreement (District 10 Constituent Office)

This Renewal and Extension of Lease Agreement is entered into between Landlord and the City of San Antonio, a Texas Municipal Corporation (Tenant), pursuant to the Ordinance Authorizing Renewal and Extension.

1. Identifying Information.

Landlord: James F. Cotter
Landlord's Address: % Cotter & Sons, Inc., 1802 N.E. Loop 410, Suite 111, San Antonio, Texas 78217
Lease: Lease Agreement (for Council District 10 Office Space) between the City of San Antonio as tenant and James F. Cotter as landlord approved by the Ordinance Authorizing Original Lease
Ordinance Authorizing Original Lease (No. & Date): 97976, August 7, 2003
Ordinance Authorizing Renewal (No. & Date):
Beginning of Renewal Term September 1, 2005
Expiration of Renewal Term August 31, 2007

2. Defined Terms.

All terms defined in the Lease and not otherwise defined in this renewal and extension, when used in this renewal and extension, have the meanings ascribed to them in the Lease.

3. Renewal and Extension.

The term of the lease is extended from the Beginning of the Renewal Term through and including the Expiration of the Renewal Term.

4. Rent.

From the Beginning of the Renewal Term to the Expiration of the Renewal Term, Tenant must pay to Landlord the following rent at the place, at the intervals, and in the manner described in the Lease for the payment of rent.

<i>Time Period</i>	<i>Monthly Rent</i>
September 1, 2005 to August 31, 2006	\$817.00
September 1, 2006 to August 31, 2007	\$857.85

5. No Default.

Neither Landlord nor Tenant is in default under the Lease, and neither party is aware of a cause of action against the other arising out of or relating to the period before this renewal and extension.

6. Same Terms and Conditions.

This renewal and extension instrument is a fully integrated statement of the modifications to the Lease. Except as expressly modified by this renewal and extension, the Lease remains a comprehensive statement of the rights and obligations of Landlord and Tenant. Landlord and Tenant reaffirm the Lease as modified by this agreement.

Tenant

Landlord

City of San Antonio, a Texas municipal corporation

By: _____

Printed Name: _____

Title: _____

Date: _____


James F. Cotter

Date: Aug 16, 05

Attest:

City Clerk

Approved as to Form:

City Attorney

Address:

City of San Antonio
Attn: City Clerk
City Hall, 2nd Floor
P.O. Box 839966
San Antonio, Texas 78283-3966

CONSENT AGENDA

**CITY OF SAN ANTONIO
OFFICE OF THE CITY COUNCIL
INTERDEPARTMENTAL CORRESPONDENCE**

ITEM NO. **24**

05 AUG 19 AM 11:07

RECEIVED
CITY OF SAN ANTONIO
CITY CLERK

TO: Mayor and Council Members

FROM: Councilman Chip Haass, District 10

COPIES TO: J. Rolando Bono, City Manager; Leticia Vacek, City Clerk; Martha Sepeda, Acting City Attorney; Gayle McDaniel, Assistant to City Council; Peter Zaroni, Director of Management & Budget; Milo Nitschke, Director of Finance

SUBJECT: RENEWAL OF LEASE AGREEMENT

DATE: August 18, 2005

Your concurrence is hereby requested to place an item on the August 25, 2005 Council agenda for Council consideration.

This item will request an ordinance to authorize the renewal and extension of a lease agreement between the City of San Antonio and James F. Cotter, for lease space at 1802 N. E. Loop 410, Suite 111 for the District 10 Constituent Office. The terms of the two-year renewal agreement provides for a lease period of September 1, 2005 through August 31, 2007 with a rental rate of \$817 per month during the first year of the lease and an increase to \$857.85 per month for the second year, subject to City Council approval and contingent upon appropriation of funds.

Staff members have reviewed this request and concurred with this action. Your favorable consideration of this matter is requested.


Chip Haass
Council Member District 10

Phil Hardberger
Mayor

Roger O. Flores
Council Member District 1

Sheila McNeil
Council Member District 2

Rolando Gutierrez
Council Member District 3

Richard Perez
Council Member District 4

Patti Radle
Council Member District 5

Delicia Herrera
Council Member District 6

Elena Guajardo
Council Member District 7

Art A. Hall
Council Member District 8

Kevin Wolff
Council Member District 9

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Tenant

Landlord

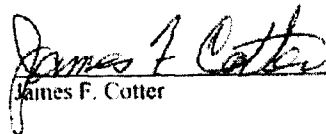
City of San Antonio, a Texas municipal corporation

By: _____

Printed Name: _____

Title: _____

Date: _____


James F. Cotter

Date: Aug 16, 05

Attest:

City Clerk

Approved as to Form:

City Attorney

Address:

City of San Antonio
Attn: City Clerk
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San Antonio, Texas 78283-3966

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